



IDAHO STATE BOARD OF MEDICINE

THE REPORT

THE REPORT WINTER 2010

Drugs and Alcohol

By Trudy Jackson and Joyce McRoberts
Public Members, Idaho Board of Medicine

As public members of the State Board of Medicine our duty is to ensure the safety of our Idaho citizens when seeking help from our Physicians and Physician Assistants.

The past few years we have seen an increase in the use of alcohol and other drugs by our medical professionals. The use of alcohol and others drugs is and should be of great concern for all of us. Not only those serving on the Board of Medicine (BOM), but those professionals, as well as others, who work with those they know or suspect of using. Not only is it a danger to our citizens, but also poses danger for those who are using and those who work with or have contact with the medical professionals.

Approximately half of the professionals reported and/or referred to PRN for help, reported that their first drug of choice was alcohol. In 2009 half were using alcohol and to date, two-thirds of those contracted for 2010 have indicated alcohol as the first drug of choice. It appears the numbers may be growing.

We all recognize how difficult it is for a co-worker, or other professionals to report a colleague. It becomes more difficult if they are working in a small rural area where they are depended on by all and taking them away from their practice for a period of time could be very difficult. He/she may be the only medical professional in that small community.

Again, it is the duty of those in the hospital and other practices to report. The safety of our citizens is at stake and each of you could be held liable if there was an accident caused by the person who is under the influence of alcohol and/or other drugs. It is important that the person who is using receives all the help available. This assistance may allow them to continue in their profession, as well as be productive citizens and active family members.

Ultimately, it is the responsibility of the "user" to seek out help, but of course, first they have to admit that they do in fact have a problem. Not only is it the responsibility of the individual, but also of those who work with these professionals. We should all ask ourselves, "What should my role be to ensure the safety of our citizens and those who have contact and suspect that someone is using?" Though difficult, our answer should be that it is our responsibility to protect the citizens and to help the person who is using. Our doctors and our PA's do not want to be dependant on drugs.

The Board of Medicine does a thorough investigation of all those who are reported to the Board. There must be a name attached to the complaint, we cannot investigate an anonymous complaint.

We have seen the success stories. It is important to understand there are those in the medical profession who have successfully accepted and received help and are once again happy, productive citizens working safely within the medical profession. They feel good about themselves and are thankful someone helped them get their lives back on track.

NOTICE This newsletter is the only information newsletter published by the Idaho Board of Medicine and serves as the Board's notification of rule changes, policy information, and discipline information provided to all licensees of the Idaho Board of Medicine.

Board Welcomes New Members

Marilyn Shuler, Public Member, and Diana Lincoln-Haye, RT, to the Respiratory Licensure Board

Amy Waselchuk, PA, to the Physician Assistant Advisory Committee for a second term

AC Jones III, MD and Mike Johnson, Public Member, to the Committee on Professional Discipline for a second term

Attention Physician Assistants

The Board will delay enforcement of the requirement for maintenance of certification for renewal. Board staff will be sending an informational letter out to all PAs along with a postcard to be returned to the Board. The postcard will have questions regarding the PA's area of practice and whether or not the PA is currently certified. This information is needed to determine where PAs are employed and how many are currently certified. In addition, the Board will be working with the Idaho Academy of Physician Assistants on the maintenance of certification and maintenance of competency issues.

IN THE NEWS

You have heard the recent news of a Delaware pediatrician who was charged with molestation of patients. The other information associated with that story is that co-workers and associates may have been aware of concerns and failed to report it to the Delaware Board of Medicine. Just a reminder that in Idaho failure to report this information to the Board of Medicine is grounds for discipline.

REPORTING OF VIOLATIONS BY PHYSICIANS. A licensed physician and surgeon possessing knowledge of a violation of section 54-1814, Idaho Code, by any other physician and surgeon licensed to practice medicine in Idaho shall with reasonable promptness report such knowledge to the board of medicine or its duly authorized committee, agency or representative, and failure to do so shall subject such person to disciplinary action by the state board of medicine as in its discretion the board shall deem proper, pursuant to procedures provided in chapter 18, title 54, Idaho Code; provided, no person shall be civilly liable for communications, reports or acts of any kind made, given or handled under the provisions of this act. However, notwithstanding the foregoing, no physician or surgeon shall be required to report, nor shall any physician or surgeon report, any information known, learned or discovered by that physician or surgeon as a result of participation in peer review or access to peer review records, as defined in section 39-1392a, Idaho Code. This provision shall not relieve a health care organization of its notification obligations as set forth in section 39-1393, Idaho Code.

DISCIPLINE SUMMARY

	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
Lic. Revkd/surmdrd/suspend	8	1	7	4	5	8	10	9	3	6	3
Lic. Denied/Wthld/Wthdm	2	0	1	0	2	3	3	3	4	5	7
Lic. Rstrcv/Lmtd	19	12	11	12	16	4	6	3	9	12	5
Rehab-Alc/drugs	6	3	4	5	5	2	2	6	1	8	3
Hearings, Intrvws	2	2/4	3/5	1/4	1/5	4/2	7/7	3/7	1/6	2/4	0/5
Complaints							340	390	363	330	346
Investigations	113	140	142	173	161	184	251	296	254	233	226
Rptmnd/Admntns	23	14	13	23	26	19	21	26	32	27	23

PRELIT. SCREENING

	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
Hearing Requests	122	156	178	158	140	110	119	104	102	120	125
Number of Defendants	191	304	348	269	242	196	204	178	175	231	221
Hearings Completed			117	221	126	123	114	102	109	103	138
Findings											
With Merit	17	14	23	31	30	33	19	26	27	19	21
Without Merit	69	81	79	165	92	69	78	54	62	60	83
Some/Possible Merit	8	15	15	25	4	6	6	0	7	7	5
Claims Wdrwn/dmsmd/stld	14	17	20	32	13	15	11	22	13	9	14

PHYSICIANS - MD												
New Licenses Issued												
Licenses Renewed												
Active												
Inactive												
PHYSICIANS - DO												
New Licenses Issued												
Licenses Renewed												
Active												
Inactive												
PHYSICIAN - VOLUNTEER												
New Licenses Issued												
Licenses Renewed												
Active												
PHYSICIAN ASSISTANTS												
New Licenses Issued												
Licenses Renewed												
SUPERVISING PHYSICIANS												
New Registrations Issued												
Registrations Renewed/												
Reinstated												
SUPERVISING PHYSICIANS												
COSMETIC & LASER												
New Registrations Issued												
Registrations Renewed												

	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
ATHLETIC TRAINERS												
New Licenses Issued	17	10	14	11	14	28	18	20	25	22	25	25
Licenses Renewed	92	99	99	118	112	115	121	125	128	128	134	144
DIRECTING PHYSICIANS												
New Registrations Issued							27	14	4	8	3	8
Registrations Renewed							27	27	38	38	23	41
RESPIRATORY THERAPISTS												
New Licenses Issued	77	57	53	67	73	63	46	58	69	76	53	77
Licenses Renewed	462	495	483	470	498	528	553	570	578	610	651	660
POLYSOMNOGRAPHY												
Technician - New Permits Issued							22	0	9	10	15	12
Permits Renewed								16	8	13	11	18
Technologist - New Permits Issued							21	2	8	10	11	9
Permits Renewed								21	21	29	36	45
DIETITIANS												
New Licenses Issued	25	33	19	33	23	24	17	31	40	33	29	33
Licenses Renewed	253	255	276	280	295	327	307	302	314	344	356	371

BOARD ACTIONS**PLEASE NOTE**

Some physicians have similar names, please verify information by license number on our web site at:
www.bom.state.id.us

Fahim H Jafray, MD M-10497

California

Allegation: Non-compliance with Patient Freedom of Information Law

Board Action: Fine

Mitchell Moffat, MD M-10559

Post Falls, ID

Allegation: Non-compliance with Stipulation and Order

Board Action: License Surrendered

Jeff Hartford, MD M-5269

Boise, ID

Board Action: Termination of Stipulation and Order

James H Stewart, MD M-6826

Boise, ID

Allegation: Failure to meet standard of care

Board Action: Stipulation and Order-- Practice limitation

Immanuel Benjamin, MD M-4185

Emmett, ID

Board Action: Reinstate License with limitations

James B Borden, MD M-9316

Wyoming

Board Action: Reciprocal Discipline on Alaska Order-Revocation

Michael J Applebaum, MD

M-5597

Nampa, ID

Allegation: Self prescribing

Board Action: Hearing to be re-scheduled

YEAR TO DATE TOTALS

See the annual report in this issue

Explanation of terms:

- Stipulation: an agreement, admission, or concession.
- Stipulation and Order: an agreement between the Board and the practitioner regarding authorization to practice or placing terms or conditions on the authorization to practice.
- Suspension: temporary withdrawal of authorization to practice.
- Reprimand: a formal admonishment of conduct or practice.
- Revocation: cancellation of the authorization to practice.

A Note of Thanks

The Board wishes to extend its appreciation to the following physicians and lay panelists who contributed their time and talents serving the Idaho Board of Medicine as pre-litigation panelists, consultants, or representatives of the Board. Without their time and expertise the Board would not have been able to fulfill its mission of public protection, a special thanks to:

Barbara Nelson MD	John Dufurrena MD	Martha Lund MD	John Werdel MD
Renee Bobrowski MD	John Eck MD	Eric Maier MD	Lloyd Witham MD
Daniel Ririe MD	Allen Eng MD	Douglas McInnis MD	Steven Woods MD
Brenda Adams MD	Charles Timothy Floyd MD	Mark Meier MD	Joel Carlson DO
Bruce Andersen MD	Scott French MD	Eric Melbihess MD	David Hall DO
Scott Armstrong MD	Scott Gardner MD	David Oakes MD	Claine Judy DO
Paul Baehr MD	Tony Golden MD	Lee Parsons MD	Mark Williams DO
Jeffrey Baker MD	Dominic Gross MD	Thomas Rand MD	Marianna Beers
Terry Baker MD	John Hall MD	David Peter Reedy MD	Elizabeth Benham
Roberto Barresi MD	David Hassinger MD	James Richards MD	Loren Burke
Sam Battaglia MD	Gene Hodges MD	Bret Rodgers MD	Marceline Ezzell
Bryan Beardsley MD	Brian Hoffmann MD	Mark Rutherford MD	Gary Floch
Robert Beckstead MD	Robert Holman MD	Glenn Rych MD	Roberta Hart
Grant Belnap MD	Richard Howe MD	Curtis Sandy MD	BJ Helterbrand
Douglas Boehm MD	Juliette Hughes MD	Harmony Schroeder MD	Cindy Hepworth
Robert Bohus MD	Richard Jacobs MD	William Schubert MD	Jocelyn Hughes
Donnell Bradford MD	Johanna Jensen MD	Walter Seale MD	Vicki Jahns
Kenneth Bramwell MD	C Thomas Jewell MD	Matthew Sell MD	Barbara Keck
Mark Burriesci MD	Natasha Johnson MD	Carole Shelley MD	Larry Kirk
Christopher Cadman MD	Samuel Jorgenson MD	David Shelley MD	Kathie Lautenslager
Kay Christensen MD	Ronald Jutzy MD	John Quentin Smith MD	Karen Leitner
Kyle Clifford MD	Orie Kaltenbaugh MD	David Spencer MD	Therese Marchetti
John Conner MD	J Christopher Kantarian MD	George Stephens MD	Ann Mattoon
Ronald Cornwell MD	Jeffrey Keller MD	Donald Stritzke MD	Catherine McIntosh
Kim Cox MD	Kevin Kempers MD	Dirk Sypherd MD	Judy Miller
William Crump MD	Dawn King-Menzner MD	Mark Szentes MD	Marilyn Shuler
Charles Cutler MD	Robert Korn MD	Shana Tubach MD	Gradyn Staley
Anthony Davis MD	Jonathan Kramer MD	Richard Uhlmann MD	Kathy Stanger
Keith Davis MD	John Lackey MD	Ryan Van De Graaff	Kathy Weber

Calendar of Board of Medicine Meetings for 2010

June 4, 2010
September 10, 2010
December 3, 2010

DEPLOYED?

IF YOU ARE DEPLOYED PLEASE PROVIDE A COPY OF YOUR MILITARY ORDERS FOR DEPLOYMENT AND A COPY OF THE ORDERS RETURNING TO THE U.S. OR RELIEVING YOU FROM ACTIVE DUTY WHEN YOU RETURN. UPON RECEIPT OF THE ORDERS THE BOARD WILL MAINTAIN YOUR LICENSE IN ACTIVE, CURRENT STATUS WHILE DEPLOYED AND WAIVE ALL LICENSE FEES FOR UP TO 6 MONTHS AFTER YOUR RETURN.

IDAHO STATE BOARD OF MEDICINE

David McClusky, II, MD, Chairman

Trudy Jackson, Public Member

Leo Harf, MD, Member

Laura McGeorge, MD, Member

Joyce McRoberts, Public Member

Jerry Russell, Director, Idaho State Police

Ralph Sutherlin, DO, Member

William Cone, MD, Member

William Ganz, MD, Member

Barry Bennett, MD, Member

COMMITTEE ON PROFESSIONAL DISCIPLINE

Mike Johnson, Public Member, Chairman

A.C. Jones, III, MD, Member

Julia Bouchard, MD, Member

Stephen Marano, MD, Member

Wendell Wells, MD, Member

Allied Health Board Meetings

Meetings are held in the Board office unless otherwise noted.

The **Board of Athletic Trainers** meeting is scheduled for **August 2, 2010 at 9:30 a.m.**

The **Dietetic Licensure Board** meeting is scheduled for **October 5, 2010 at 11:00 a.m.**

The **Respiratory Therapy Licensure Board** meeting is scheduled for **September 23, 2010 at 9:30 a.m.**

The **Physician Assistant Advisory Committee** meeting is scheduled for **May 17, 2010 at 12:30 p.m.**

Please note if you are submitting a response to a Board inquiry or a completed application, the completed material must be received in the Board office at least 20 days before the scheduled meeting date. Materials not received in that time frame will be added to the next regularly scheduled meeting agenda.

BOARD STAFF

Joan Weddington, Executive Director

Mary Leonard, Associate Director

Cathleen Morgan, Board Attorney

Beverly Kendrick, Quality Assurance Specialist

Cynthia Michalik, Quality Assurance Specialist

Janet Whelan, Quality Assurance Specialist

Gloria Pedersen, Prelitigation Manager

Darlene Parrott, Compliance Monitor

Terri Solt, Physician Licensing Manager

Jodi Adcock, Allied Health Licensing Manager

Mary McCulley, Finance

Jennifer Winn, PA Licensing-Prelitigation

Stephen Tyrer, Investigative Assistant

Lisa Murphy, Receptionist

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VISIT OUR WEB SITE AT
www.bom.state.id.us

FAIR AND IMPARTIAL APPLICATION AND
ENFORCEMENT OF THE PRACTICE ACTS

CHANGE OF ADDRESS EACH YEAR A NUMBER OF LICENSE RENEWAL APPLICATIONS GO ASTRAY BECAUSE THE ADDRESS ON FILE WITH THE BOARD IS INCORRECT. AS A RESULT, LICENSES PEOPLE WISH TO MAINTAIN ARE CANCELLED AND HAVE TO BE REINSTATED. PLEASE COMPLETE AND RETURN THIS FORM IF YOUR ADDRESS CHANGES.

ID License No. _____

Name _____
(LAST) (FIRST) (MIDDLE INITIAL)Former Address: _____
(STREET)

(CITY) (STATE) (ZIP)

New Address: _____
(STREET)

(CITY) (STATE) (ZIP)

Phone (_____) _____ Date change becomes effective: _____